

August 26, 2002

To: Supervisor Zev Yaroslavsky, Chairman  
Supervisor Gloria Molina  
Supervisor Yvonne Brathwaite Burke  
Supervisor Don Knabe  
Supervisor Michael D. Antonovich

From: David E. Janssen  
Chief Administrative Officer

**MOTION TO SUPPORT AB 2424 (GOLDBERG) – LOCAL SCHOOL CONSTRUCTION AUTHORITIES (ITEM NO. 12, AGENDA OF AUGUST 27, 2002)**

Item No. 12 on the August 27, 2002 Agenda is a motion by Supervisor Molina to support AB 2424 (Goldberg) and send a five-signature letter of support to the Governor.

As amended on August 6, 2002, AB 2424 would authorize a school district to form a district-wide local school construction authority to assume responsibility for school construction. A local school construction authority would be established by a resolution of the school district board and governed by a board with the following membership: 1) five members appointed by the school district governing board, and 2) if there is only one city within the school district, three members appointed by the city council; or, if there is more than one city within the school district, two members appointed by the city council of the largest city and one member appointed by the city council of a smaller city.

If projects are located in a city which is not the largest in a school district, the city council of the city where the project is located may appoint three additional members. If the project is located in an unincorporated area, an additional member would be appointed by the County Board of Supervisors.

The local school construction authority would be responsible for identifying and acquiring school-sites, completing site preparation, and managing projects. The school district governing board would retain the following responsibilities: 1) overall district-wide facilities needs, 2) specific needs addressed by the project, 3) general design of the project,

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4) proposed location of the project, 5) receipt of funds from the State or other sources, and 6) holding title to all properties acquired by the authority. The measure also requires the State Allocation Board (SAB) to adopt regulations to expedite the release of funds for approved projects to be administered by a local school construction authority. Under existing law, the State Allocation Board is responsible for determining the allocation of State resources used for the new construction and modernization of local public school facilities, including proceeds from General Obligation Bond issues.

In a recent Senate Education Committee report, the author indicated that the purpose of the bill is to allow school boards to delegate the technical aspects of school construction to those with technical expertise so that schools can be built more quickly and with less controversy and allow local school boards to focus on policy making instead of the details of building a school.

The Los Angeles County Office of Education has a watch position on AB 2424 because, as originally drafted, it would have created an unfunded mandate. Although AB 2424 was amended to be implemented at the discretion of a school board, the Office of Education has elected to retain a watch position. The Department of Public Works indicates that AB 2424 has no direct impact on the Department. **Because there is no existing County policy regarding establishment of school construction authorities, support for AB 2424 is a matter for Board policy determination.**

AB 2424 is sponsored by the author and supported by the Consumer Attorneys of California, California School Board Association, the Construction Employers Association and the Small School Districts Association. There is no registered opposition. The measure is in the Senate Appropriations Committee.

DEJ:GK  
MS:lm

c: Executive Officer, Board of Supervisors  
County Counsel  
Department of Public Works